

## EXHIBIT T

**In the Matter Of:**

NEW ENGLAND COMPOUNDING PHARMACY INC. PRODUCTS LIABILITY

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**VIDEOTAPED DEPOSITION OF ROBERT LATHAM, M.D.**

*November 10, 2015*

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VIDEOTAPED DEPOSITION OF ROBERT LATHAM, M.D. on 11/10/2015

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1       Q. Okay.	1       fungal meningitis?
2       A. I've had e-mails about this and we went	2       A. We had about 50 some-odd that I took care
3 over this publication just in the last, last month.	3 of, yes.
4       Q. Okay. So you cleared this?	4       Q. That's a lot of people, isn't it?
5       MR. SCHRAMEK: You can keep it.	5       A. That's -- I guess.
6       Q (By Mr. Kinnard) You said this is --	6       Q. And those people who suffered fungal
7       A. Yes.	7       meningitis had that condition caused by the fact that
8       Q. And you agree with the contents in this	8       they received contaminated steroids that had been
9 article?	9       manufactured by NECC; is that true?
10      A. Yes, I do.	10      A. They came from NECC. I don't know if they
11      Q. Okay. So it has your name there and then	11       manufactured them. I don't know what they did.
12 it has a four next to your name and on the back it	12      Q. Well, they originated from NECC.
13 says --	13      A. As far as I'm -- to my knowledge, that's
14      A. Saint Thomas Hospital, yes.	14 where they came from.
15      Q. -- Saint Thomas Hospital. Why is that?	15      Q. All right. And the people who had
16      A. Because that's my place of residence as far	16       undergone epidural steroid injections and had other
17 as business goes.	17       infections that you know about, they, too, got this
18      Q. Okay. Now, did you also conclude that the	18       infectious condition they had from the contaminated
19 fungal meningitis --	19       steroids that came from NECC. True?
20      A. Well, I guess I really should have said	20      A. By that I think you mean the epidural
21 Saint Thomas West. They will probably get -- I will	21       abscesses, the osteomyelitis, the soft tissue
22 get in trouble for that.	22       abscesses near the injection sites that those
23      Q. To be more accurate, it should say	23       patients experienced, and, yes.
24 Saint Thomas Hospital West?	24      Q. We'll go over those as well.
25      A. Hospital West. Yes, should have said that	25      Did some people die as a result of getting
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1 because we already changed our name by that point.	1 contaminated steroids that came from NECC?
2       Q. Old habits are hard to break.	2       A. Yes. As a result of the infection that
3       A. For old men, yes.	3       those things produced, yes.
4       Q. Anyway, so it's your opinion that the	4       Q. I'm sorry. Could you say that again?
5 fungal meningitis and other infections that these	5       A. As the -- they died from the infections
6 patients had following epidural steroid injections	6       that receiving those contaminated products produced,
7 were caused by the contaminated steroids from NECC;	7       yes.
8 is that true?	8       Q. I just didn't hear you. I told you I have
9       MR. SCHRAMEK: Object to the form.	9 a hearing problem. I'm sorry. Let me -- okay.
10      Q (By Mr. Kinnard) Is that true?	10      MR. KINNARD: So everybody can hear this.
11      A. Yes.	11       He said: They died from the infections
12      MR. KINNARD: What in the world is wrong	12       receiving -- they died from the infections that
13 that with that question?	13       receiving those contaminated products produced.
14      MR. SCHRAMEK: You said "other infections,"	14      Q (By Mr. Kinnard) Is that what you said?
15 and then you said "patients." I have no idea	15      A. Yes, it's not very literate, is it?
16 who the patients are and what infections you're	16      Q. Well, first, is that kind of what you said?
17 referring to. So it could be one patient had an	17      A. That's -- if she said it, that's what I
18 infection that has nothing to do with this, but	18       said.
19 as far as the fungal meningitis, we don't	19      Q. All right. Well, let's see if we can do
20 dispute that.	20       this a little better. I'll help you.
21      MR. KINNARD: Okay. Thank you. I	21       Did the people who died die because they
22 appreciate that.	22 developed infections after receiving contaminated
23      MR. SCHRAMEK: Sure. Yes.	23 products from NECC?
24      Q (By Mr. Kinnard) Okay. Did many patients	24      A. Some, yes.
25 who underwent epidural steroid injections develop	25      Q. Sir?



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